

Kurt Armstrong,)	
)	
Plaintiff,)	Case No. 2:11-cv-13
)	
-vs-)	
)	ORDER ADOPTING REPORT AND
Lawrence Grube,)	RECOMMENDATION
)	
Defendant.)	

The Court has reviewed the Report and Recommendation, along with the entire file, and agrees with the Magistrate Judge's analysis and recommendation. Accordingly, the Court hereby adopts the Report and Recommendation in its entirety. For the reasons set forth therein, Defendant's motion to dismiss for lack of jurisdiction (Doc. #5) is **DENIED**.

Dated this 29th day of June, 2011.

/s/ Ralph R. Erickson
Ralph R. Erickson, Chief Judge
United States District Court